

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS  
FOR THE DEPARTMENT OF CORRECTIONS

In the Matter of Risk Level Determination  
of William Bell

**ORDER OF DISMISSAL**

The above-entitled matter came on for hearing before Administrative Law Judge George A. Beck beginning at 9:30 a.m. on Wednesday, June 6, 2001 at the Office of Administrative Hearings in Minneapolis, Minnesota. The record closed on the hearing date.

Gail A. Feichtinger, Assistant Attorney General, 525 Park Street, Suite 500, St. Paul, MN 55103-2106, appeared representing the End of Confinement Review Committee (ECRC) at MFC-Lino Lakes. There was no appearance by or on behalf of William Bell.

This matter was originally set for hearing on May 16, 2001. Mr. Bell failed to appear at that time. His attorney successfully sought to be discharged from this matter. Mr. Bell was then provided notice in a letter dated May 16, 2001 that the hearing would be continued to June 6, 2001. He failed to appear at the June 6, 2001 hearing.

Since under Minn. Stat. § 244.052, subd. 6(b) the offender has the burden of proof to show that the ECRC's risk assessment determination was erroneous, the offender has failed in his burden of proof by failing to appear at the hearing.

NOW, THEREFORE, BASED UPON ALL OF THE FILES AND PROCEEDINGS  
IN THIS MATTER,

IT IS HEREBY ORDERED: That the administrative review requested by William Bell is hereby dismissed with prejudice.

Dated this \_\_\_\_\_ day of June \_\_\_\_\_ 2001.

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GEORGE A. BECK  
Administrative Law Judge